



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Appeal to the Board of Patent Appeals and Interferences

PATENT APPLICATION

In re: PATENT APPLICATION of
Inventor(s): JOHNSON, Lanny L.

Appln. No.: 08 389,399
Series Code \uparrow Serial No. \uparrow

Filed: February 16, 1995
Title: METHOD AND APPARATUS FOR FORMING A
CENTERED BORE FOR THE FEMORAL STEM OF A HIP
PROSTHESIS

Group Art Unit: 3309
Examiner.: TUCKER, G.
Atty. Dkt. 215778
M#

(Our Deposit Account No. 03-3975)
(Our Order No. 40858)

Client Ref none

3309
2-25

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 200231

REQUEST FOR EXTENSION OF TIME IS GRANTED BY
AUTHORITY OF THE PRIMARY EXAMINER FOR

Date: February 5, 1997

Clerk, Group 330

1. ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated August 5, 1996 of the Examiner twice/finally rejecting in this application.
2. ☐ **BRIEF** on appeal in this application attached in triplicate.
3. ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer - unextendable).
4. ☐ Reply Brief is attaching in triplicate (due two months after Examiner's Answer - unextendable).
5. ☒ "Small entity" verified statement filed: ☐ herewith. ☒ previously.

6. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd, see box 12 below first and decide:enter	\$300/150*	\$150 119/219
If box 2 above is X'd, see box 12 below first and decide:enter	\$300/150*	\$0 120/220
If box 3 above is X'd, see box 12 below first and decide:enter	\$260/130*	\$0 121/221
If box 4 above is X'd,enter nothing	- 0 - (no fee)	
7. Original due date: November 5, 1996		
8. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(1 mo)	\$110/\$55 115/215
	(2 mos)	\$390/\$195 116/216
	(3 mos)	\$930/\$465 117/217
	(4 mos)	\$1470/\$735 +465 118/218
9. Enter any previous extension fee paid <input checked="" type="checkbox"/> previously since above original due date (item 7); <input type="checkbox"/> with concurrently filed amendment		- 55
10. Subtract line 9 from line 8 and enter: Total Extension Fee		+410
11. TOTAL FEE ATTACHED =		\$560

12. ☐ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required, under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown in the heading hereof, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Cushman Darby & Cushman
Intellectual Property Group of
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